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8 Attorney for Defendant,
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11
12 IN THE UNITED STATES DISTRICT COURT
13
14 EASTERN DISTRICT OF CALIFORNIA, FRESNO

15 * * * * *

16 UNITED STATES OF AMERICA,) Case No.: CR-F-05-00129 OWW
17)
18 Plaintiff,) STIPULATION TO VACATE TRIAL DATE
19) AND SET PLEA HEARING AND
20 vs.) PROPOSED ORDER THEREIN
21)
22 DOUGLAS J. TULLIS,)
23)
24 Defendant.)

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26 IT IS HEREBY STIPULATED between the Defendant, DOUGLAS J.
27 TULLIS, by and through his attorney of record, Anthony P. Capozzi,
28 and Plaintiff, by and through Assistant United States Attorney,
Sheila K. Oberto that the Trial Confirmation Hearing now set for
April 3, 2006, at 9:00 a.m. and the Trial now set for April 18,
2006 be vacated.

It is further stipulated by the parties that a Plea Hearing
will be set for Monday, May 1, 2006 at 1:30 p.m.

In addition, it is also stipulated by the parties that any
delay resulting from this continuance shall be excluded on the
following basis:

1. Title 18, United States Code, Section 3161(h)(8)(A) -- that the ends of justice served by taking such action outweighs the best interest of the public and the defendant in a speedy trial;

2. Title 18, United States Code, Section 3161(h)(8)(ii) -- that it is unreasonable to expect adequate preparation for pre-trial proceedings or for the trial itself with the time limits established due to the complexity of the case.

Respectfully submitted,

Dated: March 15, 2006

/s/ Anthony P. Capozzi
Anthony P. Capozzi,
Attorney for Defendant,
DOUGLAS J. TULLIS

Dated: March 15, 2006

/s/ Sheila K. Oberto
Sheila K. Oberto,
Assistant U.S. Attorney

ORDER

IT IS SO ORDERED. Good cause having been shown, the Trial Confirmation Hearing and the Trial shall be vacated and a Plea Hearing shall be set for Monday, May 1, 2006 at 1:30 p.m.

Additionally, time shall be excluded by stipulation from the parties and pursuant to 18 USC §§ 3161(h)(A) and 3161(h)(B)(ii).

Dated: March _15, 2006

/s/ OLIVER W. WANGER
Honorable Oliver W. Wanger,
U.S. District Court Judge